



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
-----------------	-------------	----------------------	---------------------	------------------

10/056,921

10/25/2001

John M. Hall

10010354-1

3747

7590

01/13/2006

HEWLETT-PACKARD COMPANY
Intellectual Property Administration
P.O. Box 272400
Fort Collins, CO 80527-2400

EXAMINER

FERNANDES, CHERYL M

ART UNIT

PAPER NUMBER

2163

DATE MAILED: 01/13/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

10/056,921

Applicant(s)

HALL ET AL.

Examiner

Cheryl M. Fernandes

Art Unit

2163

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 31 October 2005.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1,3,4,6-9,18-23,25 and 26 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☒ Claim(s) 1,3,4 and 6-9 is/are allowed.
- 6) ☒ Claim(s) 18-23,25 and 26 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 25 October 2001 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
 - ☐ Certified copies of the priority documents have been received in Application No. _____.
 - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

1. This communication is in response to Amendment filed October 31, 2005. Claims 1, 3, 4, 6-9, 18-23, 25, and 26 are pending. Claims 1, 3, 4, 6, 8, 9, 18-22, and 25 are amended. Claims 2, 5, 10-17, and 24 are cancelled.

Response to Arguments

2. Applicant's arguments, see pages 7-9, filed October 31, 2005, with respect to claims 1, 3, 4, 6-9, 18-23, 25, and 26 have been fully considered and are persuasive. The 35 USC 102 and 103 rejections of claims 1, 3, 4, 6-9, 18-23, 25, and 26 have been withdrawn. However, due to the amendments to claims 18-23, 25, and 26, new 35 USC 112 second paragraph deficiencies have arisen, as listed below.

Claim Rejections - 35 USC § 112

The following is a quotation of the second paragraph of 35 U.S.C. 112:

The specification shall conclude with one or more claims particularly pointing out and distinctly claiming the subject matter which the applicant regards as his invention.

3. Claims 18-23, 25, and 26 are rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

Referring to claim 18, the claim recites the limitation "...location of a personal address database associated to/with the user identifier.." in para. 5 of the claim. However, it is unclear as to whether it is the received user identifier (para. 3 of claim) or the user identifiers within the server (para. 4 of claim) that are being referred to.

Referring to claim 25, the claim recites the limitation "...location of a personal address book database associated to the user identifier.." in para. 5 of the claim.

However, it is unclear as to whether it is the received user identifier (para. 3 of claim) or the user identifiers within the server (para. 4 of claim) that are being referred to.

Due to the 35 USC 112 second paragraph rejections made, the claims have been treated as best understood by the examiner.

Allowable Subject Matter

4. Claims 1, 3, 4, and 6-9 are allowed.

The following is an examiner's statement of reasons for allowance:

Referring to claim 1, Shiigi discloses a method for sending data using a communications device, comprising creating a data file for sending using said communications device, retrieving at least one destination address from a user's personal database stored remotely from said communications device for sending said data file to said at least one address, and sending said data file to said at least one destination address.

Referring to claim 1, Skog (US Patent 6,775,262) discloses creating a data file for sending using a communications device (start packet created by server, Abstract; col. 2, lines 15-25); receiving a user identifier of a user (IP address of mobile terminal, Abstract; col. 2, lines 19-25); communicating, by the communications device, with a first

server that contains a database of user information including associations between users' MSISDN numbers and assigned IP addresses (Abstract; col. 2, lines 24-32); and establishing communication between the communications mobile device and an access server and verifying that the user is authorized to login to the access server based on the user identifier (password authentication procedure, col. 4, lines 9-23; Fig. 3).

Referring to claim 1, Zalka (US Patent 6,947,404) discloses a database stored in connection with a proxy server (Fig. 2, elements 200 and 210) that contains user information including associations between users and locations of servers that the users access (Fig. 3, see User IDs and Server URLs; col. 2, lines 37-55). Zalka also shows user authentication by the presence of the user login names and passwords stored in the database (Fig. 3; col. 2, lines 37-55).

Neither of these references, taken either alone or in obvious combination disclose a method for sending data using a communications device, comprising creating a data file for sending using said communications device; receiving, by the communications device, a user identifier of a user; communicating, by the communications device, with a first server that contains user information including associations between users and locations of personal databases; retrieving, from the first server, a location of a personal database associated to the user identifier where the location identifies a second server; establishing communication between the communications device and the second server and verifying that the user is authorized to login to the second server based on the user identifier; if the login is verified, allowing the user to search addresses from the personal database and to select at least one destination address; retrieving, from the second server, the at least one destination address from the personal database associated to the user identifier for sending said data file to said at least one address; and sending said data file to said at least one destination address. It is for these reasons that applicant's invention defines over the prior art of record.

Claims 3, 4, and 6-9 depend from claim 1 and are therefore also allowable.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

5. Claims 18-23, 25, and 26 would be allowable if rewritten or amended to overcome the rejection(s) under 35 U.S.C. 112, 2nd paragraph, set forth in this Office action.

6. The following is a statement of reasons for the indication of allowable subject matter:

Referring to claim 18, Shiigi discloses a system for sending data from a communications device to a location defined by data in a user's personal database, comprising: a communications device for sending data to at least one specified address and means for accessing a personal database stored remotely from said communications device to retrieve the at least one specified address.

Referring to claim 18, Skog (US Patent 6,775,262) discloses sending data using a communications device (start packet created by server, Abstract; col. 2, lines 15-25); receiving a user identifier of a user (IP address of mobile terminal, Abstract; col. 2, lines 19-25); communicating, by the communications device, with a first server that contains a database of user information including associations between users' MSISDN numbers and assigned IP addresses (Abstract; col. 2, lines 24-32); and establishing communication between the communications mobile device and an access server (col. 4, lines 9-23; Fig. 3).

Referring to claim 18, Zalka (US Patent 6,947,404) discloses a database stored in connection with a proxy server (Fig. 2, elements 200 and 210) that contains user information including associations between users and locations of servers that the users access (Fig. 3, see User IDs and Server URLs; col. 2, lines 37-55).

Neither of these references, taken either alone or in obvious combination disclose a system for sending data from a communications device to a location defined by data in a user's personal database, comprising a communications device for sending data to at least one specified address; an interface for receiving a user identifier of a user to access the communications devices; means for communicating with a first server the first server including user information comprising associations between user identifiers and locations of personal address databases; means for retrieving from the first servers a location of a personal address database associated to the user identifier where the location identifies a second server that has access to the personal address database associated with the user identifiers; the means for communicating being further configured for establishing communication between the system and the second server to allow access to the personal address database; and means for accessing the personal address database associated to the user identifier stored remotely from said communications device to retrieve the at least one specified address selected by the user from the personal address database. It is for these reasons that applicant's invention defines over the prior art of record.

Claims 19-23 depend from claim 18 and are therefore also allowable.

Referring to claim 25, Czyszczewski discloses a multifunctional device comprising a facsimile for transmitting facsimile communications to one or more destinations and for receiving facsimile communications; and means for accessing a personal database maintained on a remote device from the multifunctional device and for retrieving address information from the personal database to be used as the one or more destinations by the facsimile when transmitting facsimile communications.

Referring to claim 25, Skog (US Patent 6,775,262) discloses receiving a user identifier of a user (IP address of mobile terminal, Abstract; col. 2, lines 19-25); communicating, by the communications device, with a first server that contains a database of user information including associations between users' MSISDN numbers and assigned IP addresses (Abstract; col. 2, lines 24-32); and establishing communication between the communications mobile device and an access server (col. 4, lines 9-23; Fig. 3).

Referring to claim 25, Zalka (US Patent 6,947,404) discloses a database stored in connection with a proxy server (Fig. 2, elements 200 and 210) that contains user information including associations between users and locations of servers that the users access (Fig. 3, see User IDs and Server URLs; col. 2, lines 37-55).

Neither of these references, taken either alone or in obvious combination disclose a multifunctional device comprising a facsimile for transmitting facsimile

Art Unit: 2163

communications to one or more destinations and for receiving facsimile communications; means for receiving a user identifier of a user; means for communicating with a first server, the first server including user information comprising associations between user identifiers and locations of personal address book databases; means for retrieving, from the first server, a location of a personal address book database associated to the user identifier where the location identifies a second server; the means for communicating being further configured for establishing communication between the multifunctional device and the second server; and means for accessing the personal address book database via the second server maintained on a remote device from the multifunctional device and for retrieving address information from the personal address book database to be used as the one or more destinations by the facsimile when transmitting facsimile communications. It is for these reasons that applicant's invention defines over the prior art of record.

Claim 26 depends from claim 25 and is therefore also allowable.

Conclusion

7. Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire **THREE MONTHS** from the mailing date of this action. In the event a first reply is filed within

Art Unit: 2163


TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.

8. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Cheryl M Fernandes who can be reached on (571) 272-4018. The examiner can normally be reached on 9:00 am - 5:30 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Safet Metjahic can be reached on (571) 272-4023. The fax phone number for the organization where this application or proceeding is assigned is (571) 273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

January 6, 2006
CMF


SAFET METJAHIC
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 2100